

**FIFTEENTH DAY**

(Continued)

(Thursday, February 12, 1953)

**After Recess**

The Senate met at 10:30 o'clock a. m., and was called to order by the President.

**Presentation of Guest**

On motion of Senator Strauss, and by unanimous consent, Mr. James Houlihan was presented to the Members of the Senate by Senator Strauss.

**Reports of Standing Committees**

Senator Lane, by unanimous consent, submitted the following committee report:

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 1, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Senator Martin, by unanimous consent, submitted the following reports:

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 158, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Vice-Chairman.

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 74, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Vice-Chairman.

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 114, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Vice-Chairman.

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 110, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Vice-Chairman.

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 98, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Vice-Chairman.

Austin, Texas,  
February 11, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 78, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MARTIN, Vice-Chairman.

Senator Fuller, by unanimous consent, submitted the following report:

Austin, Texas,  
February 12, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 161, have had the same under consideration, and we are instructed to

report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Senator Rutherford, by unanimous consent, submitted the following reports:

Austin, Texas,  
February 12, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Military and Veterans Affairs, to whom was referred S. B. No. 120, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

RUTHERFORD, Chairman.

Austin, Texas,  
February 12, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Military and Veterans Affairs, to whom was referred H. B. No. 34, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

RUTHERFORD, Chairman.

**Bill Ordered Not Printed**

On motion of Senator Hardeman, and by unanimous consent, H. B. No. 1 was ordered not printed.

**House Bill 1 on Second Reading**

Senator Hardeman moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 1 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Moffett
Ashley	Moore
Bell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Lane	Secret
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

**Absent**

Bracewell	Parkhouse
Kelley	Weinert

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 1, A bill to be entitled "An Act amending Section 3 of Article 2328A of Vernon's Revised Civil Statutes of Texas, providing for the ex-officio members of the Advisory Judicial Council, and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 1 on Third Reading**

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 1 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Lane	Secret
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

**Absent**

Bracewell	Weinert
Kelley	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Hazlewood
Ashley	Kazen
Bell	Lane
Colson	Latimer
Corbin	Lock
Fuller	Martin
Hardeman	McDonald

Moffett	Rutherford
Moore	Sadler
Parkhouse	Secrest
Phillips	Shireman
Rogers	Strauss
of Childress	Wagonseller
Rogers of Travis	Willis
Russell	

**Absent**

Bracewell	Weinert
Kelley	

**Message From the House**

Hall of the House of Representatives,  
Austin, Texas,  
February 12, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 236, A bill to be entitled "An Act to repeal Chapter 388, Acts of the 52nd Legislature, 1951, providing the manner of transferring certain cases to the County Court of Eastland County, providing that certain process issued, bonds or recognizance made prior to the taking effect of this Act are valid and returnable to the first term of the county court, and declaring an emergency."

H. B. No. 310, A bill to be entitled "An Act authorizing an election for the purpose of creating a County-wide School Equalization Fund in certain counties; providing for the election therefor; providing for the manner of collecting taxes for the purpose of said equalization fund and for the distribution thereof; providing a savings clause and repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

Respectfully submitted,

**CLARENCE JONES,**

Chief Clerk, House of Representatives.

**Senate Resolution 74**

By unanimous consent, Senator Rogers of Travis offered the following resolution:

Whereas, The Senate is honored this morning by the presence of Mr. E. A. "Charlie" Wood of Elgin and Austin, a leading businessman of these communities and a former member of the House of Representatives of Texas; and

Whereas, Mr. Wood has always ex-

hibited a great interest in the affairs of his State government; now, therefore, be it

Resolved, That the Senate welcome this honorable gentleman into our chambers and extend him the privileges of the floor for the day.

The resolution was read and was adopted.

Senator Rogers of Travis presented Mr. Wood to the Members of the Senate.

**Senate Resolution 75**

Senator Parkhouse, by unanimous consent, offered the following resolution:

Whereas, This 12th day of February, 1953, is the birthday of our esteemed colleague, Senator Gus J. Strauss; now, therefore, be it

Resolved, By the Senate of Texas, that we extend to our beloved colleague our best wishes and many happy returns of the day; and, that a copy of this resolution, properly inscribed, be presented to him, with the hope that he continues to be among us for many more years to come.

**PARKHOUSE**

**MOFFETT**

**SADLER**

**WAGONSELLER**

The resolution was read and was adopted.

**Senate Resolution 76**

Senator Willis, by unanimous consent, offered the following resolution:

Whereas, Texas Christian University's Horned Frogs won both the Southwest Conference Championships in football and basketball during 1951-1952, an unusual accomplishment for any university in this extremely rugged conference; and

Whereas, This fine, Christian University has produced many outstanding athletic teams in the past years, and these recent championship teams are typical examples of TCU's athletic prowess; and

Whereas, Dr. M. E. Sadler is President of Texas Christian University, and it was under his splendid Christian, capable leadership that such a successful year was possible; and

Whereas, Their football team brought nationwide favor on themselves, their school, and the State of Texas, for their flashing, wide-open

style of football that thrilled thousands of fans across our nation; and

Whereas, The Horned Frogs literally "got up off the floor" to capture the SWC crown in football, thereby exemplifying the keen competition and spirit that has been nourished in this State inherited from the never-say-die heritage and intestinal fortitude handed down to us from the immortal founders of the greatest State in the Union; and

Whereas, TCU is the second smallest school in enrollment of the SWC, making it an exceptional accomplishment to produce such a great basketball team, the finest in TCU history, under the direction of Coach Byron S. Brannon; and

Whereas, This courageous basketball squad won 24 of their 28 games, losing only one to a Southwest Conference foe, and giving the University of Kansas their most narrow escape on their road to the Olympic Championship by a score of 64-68; and

Whereas, Coach L. R. Dutch Meyer recently retired from the position of head coach at TCU after serving 29 years on the coaching staff, and during that time sending some of the country's greatest football elevens on the field of play endowed with the stern lessons that Coach Meyer taught in sportsmanship, gentleman-like play, and a deep love of the game; and

Whereas, Keith Flowers was named All-American line-backer on that great 1951 TCU gridiron team, Ray McKown was All-Conference back, and Wayne Martin was made All-Conference end; and

Whereas, TCU had center George McLeod as an All-American basketball player, and Johnny Ethridge as an All-Conference player and the most valuable player in the conference tournament; and

Whereas, TCU has long been known for their excellence in all fields of athletic endeavor, compiling illustrious and enviable athletic records against the finest athletes that the world has to offer, enshrining the name of their school and their State on the minds of sports lovers on all parts of our globe; and

Whereas, TCU's outstanding coaching staff "Dutch" Meyer, new head coach Abe Martin, line coach Alliston White, freshman coach Walter Roach, basketball coach Byron S. "Buster" Brannon, business manager Amos Melton and the men of Texas Christian University are constantly striving to

produce equally great athletic teams; now, therefore, be it

Resolved, By the Senate of the State of Texas, that the coaches and members of the championship teams of Texas Christian University be sincerely congratulated for their outstanding achievement in winning the SWC Championships in football and basketball during 1951-1952, and as a token of the pride and esteem of the Texas Senate, for this excellent example of skill, determination, and sportsmanship, copies of this resolution be presented to the President of TCU, the Athletic Department, and the Coaches of the 1951-1952 Championship Football and Basketball Teams of Texas Christian University.

The resolution was read and was adopted.

**House Bill 190 on Second Reading**

Senator Moffett moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 190 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Lane	Secret
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

Absent

Ashley	Weinert
Kelley	

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 190, A bill to be entitled "An Act to repeal Articles 3252, 3253, and 3254, Revised Civil Statutes of Texas, 1925, concerning the American Legion Memorial Sanatorium; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 190 on Third Reading**

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 190 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—27**

Aikin	Moffett
Bell	Moore
Bracewell	Parkhouse
Colson	Phillips
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

**Absent**

Ashley	Rogers
Kelley	of Childress
	Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Senate Resolution 77**

Senator Phillips, by unanimous consent, offered the following resolution:

Whereas, The Senate of Texas was the guest of the City of Houston last Friday, February 6, 1953; and

Whereas, The Members of the Senate and their wives enjoyed the unexcelled hospitality of those Houston civic leaders who so superbly arranged the program for the day; and

Whereas, It is the unanimous opinion of all Members who made the trip to Houston that it was a wonderful experience visiting and viewing the nation's leading and fastest growing metropolitan city; now, therefore, be it

Resolved, That the able Senator from Harris and other Houstonians responsible for arrangements for the visit to Houston be extended the thanks of the Senate of Texas for their courtesy and entertainment on this trip.

**PHILLIPS**

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bell, Bracewell, Colson, Corbin, Fuller, Hardeman, Hazlewood, Kazen, Kelley, Lane, Latimer, Lock, Martin, McDonald, Moffett, Moore, Parkhouse, Rogers of Childress, Rogers of Travis, Russell, Rutherford, Sadler, Secrest, Shireman, Strauss, Wagonseller, Weinert, Willis.

The resolution was read.

On motion of Senator Phillips and by unanimous consent, the names of the Lieutenant Governor and all Senators were added to the resolution as signers thereof.

The resolution was adopted.

**Senate Resolution 78**

Senator Parkhouse, by unanimous consent, offered the following resolution:

Whereas, We are honored to have with us today, Miss Jane Angeline Hardwick, a University of Texas Government Major, of Dallas; and

Whereas, Miss Hardwick is visiting with us to observe our State Government in action; now, therefore, be it

Resolved, By the Senate of Texas, that Miss Hardwick be welcome to the Senate and given privileges of the floor; and that a copy of this resolution be mailed to her.

**PARKHOUSE  
MOFFETT**

The resolution was read and was adopted.

**House Bill 191 on Second Reading**

Senator Moffett moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 191 be taken up for consideration at this time.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Latimer
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Rogers
Kazen	of Childress
Lane	Rogers of Travis

Russell	Shireman
Rutherford	Strauss
Sadler	Wagonseller
Secrest	Willis

Absent

Kelley	Weinert
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The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 191, A bill to be entitled "An Act to repeal Senate Bill No. 504, Chapter 352, Acts 45th Legislature, Regular Session, 1937, concerning the Camp Hulen Lease Board; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 191 on Third Reading**

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 191 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Sadler
Kazen	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Absent

Kelley	Weinert
Rutherford	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**House Bill 192 on Second Reading**

Senator Moffett moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended

and that H. B. No. 192 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Absent

Kelley	Weinert
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The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 192, A bill to be entitled "An Act to repeal Article 6144, Revised Civil Statutes of Texas, 1925, concerning county Home Guards; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 192 on Third Reading**

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 192 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

## Absent

Kelley Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## House Bill 193 on Second Reading

Senator Moffett moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 193 be taken up for consideration at this time.

The motion prevailed by the following vote:

## Yeas—26

Aikin	Moffett
Bell	Moore
Bracewell	Parkhouse
Colson	Phillips
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secret
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

## Absent

Ashley Rogers  
Kelley of Childress  
McDonald Weinert

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 193, A bill to be entitled "An Act to repeal Articles 8310, 8311, 8312, 8313, 8314, 8315, 8316, 8317 and 8318, Revised Civil Statutes of Texas, 1925, relating to wreck masters; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 193 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 193 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—27

Aikin	Moffett
Bell	Moore
Bracewell	Parkhouse
Colson	Phillips
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secret
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

## Absent

Ashley Rogers  
Kelley of Childress  
Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## House Bill 86 on Second Reading

Senator Russell moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 86 be taken up for consideration at this time.

The motion prevailed by the following vote:

## Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
Lane	Secret
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

## Absent

Hazlewood Weinert  
Kelley

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 86, A bill to be entitled "An Act authorizing the governing

body of any incorporated city or town (including home rule cities) having a population of 25,000 inhabitants or less, according to the last preceding Federal Census, to lease any city-owned hospital or part thereof to be operated by the lessee as a public hospital under such terms and conditions as may be agreed upon by such governing body and lessee; providing for the authorization and execution of the lease and lease agreement; providing the term to be covered by such lease; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 86 on Third Reading**

Senator Russell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 86 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

Absent

Hazlewood	Weinert
Kelley	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Hardeman
Ashley	Kazen
Bell	Lane
Bracewell	Latimer
Colson	Lock
Corbin	Martin
Fuller	McDonald

Moffett	Rutherford
Moore	Sadler
Parkhouse	Secrest
Phillips	Shireman
Rogers	Strauss
of Childress	Wagonseller
Rogers of Travis	Willis
Russell	

Absent

Hazlewood	Weinert
Kelley	

**Presentation of Guest**

On motion of Senator Secrest, and by unanimous consent, Dr. A. C. Scott, Jr., president of Scott and White Memorial Hospitals, and president of Scott, White and Brindley Clinic of Temple, was presented to the Members of the Senate by Senator Secrest.

**Bill Ordered Not Printed**

On motion of Senator Fuller, and by unanimous consent, H. B. No. 158 was ordered not printed.

**House Bill 158 on Second Reading**

Senator Fuller moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 158 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

Absent

Hazlewood	Weinert
Kelley	

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 158, A bill to be entitled "An Act restricting the presentation

of petitions to the Commissioners' Court for the establishment of a county hospital to intervals of not less than 12 months shall not be applicable to counties which at the time of presentation of any such petition have no county-owned hospital, etc.; and declaring an emergency.

The bill was read second time and was passed to third reading.

#### House Bill 158 on Third Reading

Senator Fuller moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 158 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

Absent

Hazlewood	Weinert
Kelley	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

Absent

Hazlewood	Weinert
Kelley	

#### House Concurrent Resolution 16 on Second Reading

Senator Rogers of Childress moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. C. R. No. 16 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Lane	Sadler
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Willis

Absent

Fuller	Kelley
Hazlewood	Weinert

The President laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 16, Granting J. E. Crabtree permission to bring suit against the State of Texas.

The resolution was read second time and was passed to third reading.

#### House Concurrent Resolution 16 on Third Reading

Senator Rogers of Childress moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 16 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Colson
Ashley	Corbin
Bell	Fuller
Bracewell	Hardeman

Kazen	Rogers
Lane	of Childress
Latimer	Rogers of Travis
Lock	Russell
Martin	Rutherford
McDonald	Sadler
Moffett	Secrest
Moore	Shireman
Parkhouse	Wagonseller
Phillips	Willis

**Absent**

Hazlewood	Strauss
Kelley	Weinert

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was adopted.

**Bill Signed**

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill:

H. B. No. 1, A bill to be entitled "An Act amending Section 3 of Article 2328A of Vernon's Revised Civil Statutes of Texas, providing for the ex-officio members of the Advisory Judicial Council; and declaring an emergency."

**House Bills on First Reading**

The following bills received from the House today were read the first time and were referred to the committees indicated:

H. B. No. 236, to Committee on Civil Jurisprudence.

H. B. No. 310, to Committee on Educational Affairs.

**Senate Bills on First Reading**

By unanimous consent, the following bills were introduced, read first time and referred to the committees indicated:

By Senator Aikin:

S. B. No. 135, A bill to be entitled "An Act making an appropriation to pay the principal of a certain judgment obtained against The State of Texas in Cause No. 90,311, styled Southwestern Bell Telephone Company v. The State of Texas, in the 53rd District Court of Travis County, Texas, according to the tenor, effect and reading of such judgment; pro-

viding that only the principal of such judgment be paid and that no interest be paid on such judgment; and declaring an emergency."

To the Committee on Finance.

By Senator Corbin:

S. B. No. 136, A bill to be entitled "An Act to amend Article 5506a, Revised Civil Statutes of Texas, 1925; providing that reasonable charges shall be made for hospital services; allowing more than one hospital treating such injuries to have the benefit of a lien on any damages recovered by the injured person; excepting certain hospitals from the operation of this Act; providing an increased filing fee for recording such liens; allowing examination of the records of such injured persons with their consent; containing a severability clause; repealing all laws and parts of laws in conflict; and declaring an emergency."

To the Committee on State Affairs.

By Senator Fuller:

S. B. No. 137, A bill to be entitled "An Act amending Chapter 297, Acts of the Fifty-second Legislature, which prohibits the use of nets and seines in fresh public waters and otherwise regulates the taking, possession, and sale of fish in certain counties, by eliminating from its provisions the counties of Rains, Van Zandt, Henderson, Cherokee, Nacogdoches, San Augustine, Sabine, Tyler, Jefferson and Orange; and declaring an emergency."

To the Committee on Game and Fish.

By Senator Fuller:

S. B. No. 138, A bill to be entitled "An Act quitclaiming the title of the State of Texas to Lot One (1), Block Twenty-eight (28), Averill Addition to the City of Beaumont, Jefferson County, Texas, to the widow of R. W. Pipkin, deceased, Mrs. Bess Chance Benckenstein; and declaring an emergency."

To the Committee on State Affairs.

**Message From the House**

Hall of the House of Representatives,  
Austin, Texas,  
February 10, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 49, A bill to be entitled "An Act to amend Article 893 of the Penal Code of Texas, 1925, relating to the forfeiture of hunting licenses and loss of hunting privileges following conviction for violation of the game laws of this State, by authorizing the Game and Fish Commission to reinstate forfeited hunting licenses and to restore hunting privileges; and declaring an emergency."

Respectfully submitted,  
CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### Adjournment

On motion of Senator Hardeman, the Senate, at 11:38 o'clock a. m., adjourned until 10:30 o'clock a. m. on Monday, February 16, 1953.

#### Record of Vote

Senators Phillips and Willis asked to be recorded as voting "nay" on the motion to adjourn.

### SIXTEENTH DAY

(Monday, February 16, 1953)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Sadler
Kazen	Secret
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
McDonald	

Absent

Rutherford

A quorum was announced present.

The invocation was offered by the Reverend W. H. Townsend, Chaplain, as follows:

O God Our Father, we would let the spirit of our fathers speak to us

now, reminding us that amid the tensions and turbulent times, "Except the Lord build the house, they labor in vain who build it." Or, "What shall it profit a man if he gain the whole world and lose his own soul?" We pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday was dispensed with and the Journal was approved.

#### Report of Standing Committee

Senator Fuller submitted the following report:

Austin, Texas,  
February 16, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 137, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

#### Bill Signed

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill:

S. B. No. 49, A bill to be entitled "An Act providing for the manner and method of forfeiting, restoring or permitting the retention of certain licenses, being hunting, fishing and trapping licenses; providing it shall be unlawful to hunt, fish, trap or use fishing gear within one year after forfeiture of license to hunt, fish, trap or use fishing gear; amending Section 30 of Chapter 172, Acts, Regular Session, Thirty-ninth Legislature; providing that this Act shall not apply to past forfeitures; providing a saving clause; and declaring an emergency."

#### Senate Bills and Resolution on First Reading

The following bills and resolution were introduced, read first time, and referred to the committees indicated:

By Senator Moore:

S. B. No. 139, A bill to be entitled "An Act providing for the remission of premiums collected by insurance agents and solicitors; fixing the time